



# FAX TRANSMISSION

DATE: December 8, 2005

PTO IDENTIFIER: Application Number 09/998,359  
Patent Number

Inventor: David J. Foran et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-2885

FROM: ROPES & GRAY LLP

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Attorney Dkt. #: UMNJ-P01-001

PAGES (Including Cover Sheet): 2

CONTENTS:

USPTO "PART B – ISSUE FEE(S) TRANSMITTAL" (1 Page)  
AUTHORIZATION TO CHARGE \$1000.00 TO DEPOSIT ACCOUNT 18-1945

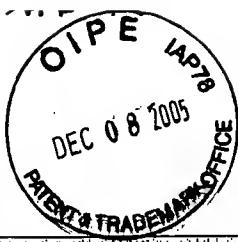
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**Checklist for ISSUE FEE PAYMENT  
NOTICE OF ALLOWABILITY AND ALLOWANCE**

Revised August 2005

Attorney Docket No.: UMNJ-P01-001

Reply Filed: \_\_\_\_\_

S/P	Att	QC	Check Items
<b>PRE-FILING DETERMINATIONS</b>			
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Timing</b> <input checked="" type="checkbox"/> Notice has been checked to confirm the due date was docketed correctly & is satisfied by this Response.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Assignment</b> <input type="checkbox"/> Assignment to the proper entity has been recorded <input type="checkbox"/> Recorded document and reel/frame number has been received from the PTO <input checked="" type="checkbox"/> To be filed <b>CLIENT HAS BEEN REMINDED</b>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Foreign Counterparts</b> <input type="checkbox"/> Instructed Foreign Agents re: changes needed to foreign applications to conform to U.S. application as issued? <input checked="" type="checkbox"/> Not necessary at this time
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>IDSs Considered</b> <input checked="" type="checkbox"/> All previously filed IDSs have been considered by the Examiner and all PTO Forms 1449 (SB/08) have been returned with each item of art initialed. <input type="checkbox"/> If not, arrange with attorney the appropriate action to take to ensure all prior art has been considered by the Examiner
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Priority</b> <input type="checkbox"/> NOT ELIGIBLE <input checked="" type="checkbox"/> Priority claim to benefit of filing date of an earlier filed U.S. or foreign application has been acknowledged
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Small Entity Status</b> <input checked="" type="checkbox"/> Entitled <input type="checkbox"/> Not entitled Determination of small entity standing must be made at time of paying the issue fee. If uncertain, info must be obtained from client or large entity fee must be paid. <i>Client confirmed</i>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Drawings</b> <input checked="" type="checkbox"/> Previously filed <input type="checkbox"/> Being filed with issue fee <input type="checkbox"/> No drawings required
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Other Requirements</b> List any additional requirements, if any, here: <b>N/A</b>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Related Applications</b> Any Continuation-in-Part, Continuation, or Divisional cases to be filed BEFORE ISSUE <input type="checkbox"/> Will <u>not</u> be filed before the estimated issue date <input type="checkbox"/> Have been filed <input type="checkbox"/> Will be filed before the estimated issue date <input checked="" type="checkbox"/> a conservative deadline for filing has been docketed <b>12/15/05</b> <input type="checkbox"/> suggested deadline for filing: <b>*Docketing please note!</b>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Claims</b> <input type="checkbox"/> Claims have been reviewed to ensure freedom from technical flaws, such as multiply dependent claims dependent on multiply dependent claims. If present, filed 1.312 Amendment to correct errors prior to payment of the issue fee.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Patent Term Extension/ Adjustment</b> <input checked="" type="checkbox"/> PTA/PTE awarded by the PTO has been verified. <input type="checkbox"/> PTA/PTE awarded by the PTO has NOT been verified. If incorrect, Petition filed and appropriate fee paid to have PTO reconsider PTE/PTA calculation. <input type="checkbox"/>
<input checked="" type="checkbox"/>		<input type="checkbox"/>	<b>Reasons for Allowance</b> <input type="checkbox"/> Reasons for allowance, if any given, have been reviewed <i>(None)</i>

REQUIRED HEADING ENCL OSURES			
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	USPTO Caption on Fee(s) Transmittal
		<input checked="" type="checkbox"/> 1 <sup>st</sup> named applicant, serial number, filing date, application title, atty. docket no., art unit, and examiner have been verified against information in file	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Postcard
		<ul style="list-style-type: none"> <li><input type="radio"/> Serial number, 1<sup>st</sup> named applicant, filing date, title, and atty. docket no. have been correctly identified</li> <li><input type="radio"/> Lists all papers being sent and the pages of each</li> <li><input type="radio"/> Indicates Deposit Account number</li> <li><input type="radio"/> Indicates charges to be made to the USPTO Deposit Account</li> <li><input type="radio"/> Billing Attorney's initials/Handling attorney's initials/secretary or paralegal initials</li> <li><input type="radio"/> Date of submission of papers is noted</li> <li><input type="radio"/> If sent by Express Mail, Express Mail Label No. appears on the postcard</li> <li><input checked="" type="checkbox"/> No postcard necessary, papers being filed by           <ul style="list-style-type: none"> <li><input checked="" type="radio"/> facsimile or</li> <li><input type="radio"/> hand delivery</li> </ul> </li> </ul>	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	USPTO Fee(s) Transmittal
		<ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Firm Name: "Fish &amp; Neave IP Group, Ropes &amp; Gray LLP" is named as the firm to be printed on the patent</li> <li><input type="radio"/> Assignee: If there is an Assignee, the name of Assignee and City and State or City and Country of Assignee Residence are listed <b>NOT YET</b></li> <li><input checked="" type="checkbox"/> Fees: The issue fee and publication fee (where applicable) are authorized to be charged to deposit account 18-1945</li> <li><input checked="" type="checkbox"/> Copies: 10 paper copies of the patent have been ordered and fees authorized <b>?</b></li> <li><input checked="" type="checkbox"/> Attorney/Agent and Registration No. are correctly noted, signed and dated <b>?</b></li> </ul>	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Entity Status
		<ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Entity status is UNCHANGED and is the same as that indicated on the "Fee(s) Transmittal." No further action needed</li> <li><input type="radio"/> Entity status is changing from LE to SE [Check box in section 5 of Transmittal]           <ul style="list-style-type: none"> <li><input type="radio"/> Page 1 of the "Notice of Allowance and Fee(s) Due" is enclosed and the "Applicant claims SMALL ENTITY status" box is checked off</li> </ul> </li> <li><input type="radio"/> Entity status is changing from SE to LE</li> </ul>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	File copies
		<ul style="list-style-type: none"> <li><input type="radio"/> File copy complete (includes all signatures, dates, and pages of the original submission)</li> <li><input type="radio"/> Client copy complete (includes all signatures, dates, and pages of the original submission)</li> <li><input type="radio"/> Included extra copy of the fee transmittal</li> <li><input type="radio"/> Included extra copy of postcard for the File Clerk</li> </ul>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Submission Mode
		<ul style="list-style-type: none"> <li><input type="radio"/> 1st Class Mail: <input type="radio"/> 1st class mail certificate included and signed and dated</li> <li><input checked="" type="radio"/> Facsimile: <input type="radio"/> Includes facsimile coversheet with correct application caption listing all items being sent and pages of each, and includes facsimile number</li> <li><input type="radio"/> Certificate of facsimile on the USPTO Fee(s) Transmittal is signed and dated</li> <li><input type="radio"/> Express Mail <input type="radio"/> Express Mail Label No. appears on all correspondence</li> <li><input type="radio"/> Hand Delivery <input type="radio"/> Express mail procedure followed for courier pickup</li> </ul>	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Mailing Address
		<ul style="list-style-type: none"> <li><input type="radio"/> If mailed, printed or typed label is used and addressed to: <b>N/A</b></li> </ul> <p style="text-align: right;">Mail Stop: Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p>	

BEST PRACTICES AFTER ATTORNEY/AGENT CHECK				
<input type="checkbox"/>	Manual Docket	<ul style="list-style-type: none"> <li>o Billing secretary's manual docket entry is updated</li> </ul>		
<input type="checkbox"/>	Update Allowed Claims Document	<ul style="list-style-type: none"> <li>o Update claims document so that it shows all claims that have been allowed; place edited document on right side of file wrapper.</li> </ul>		
<input type="checkbox"/>	File Maintenance	<ul style="list-style-type: none"> <li>o File copy including this checklist, numbered tab, and updated table of contents are filed in prosecution folder</li> <li>o Copy of Allowed Claims both mailed/already mailed to client and affixed as the top entry on the right-hand side of the file</li> </ul>		
<input type="checkbox"/>	Minimum Fee – to be entered by DOCKETING (CODE: B8)	<ul style="list-style-type: none"> <li>o Time for this action should be charged to the Client per the "Minimum Fees" chart.</li> <li>o OR, Docketing should NOT enter the minimum fee because it has already been entered by _____ (NAME OF PERSON is REQUIRED).</li> </ul>		
<input type="checkbox"/>	Reporting	<ul style="list-style-type: none"> <li>o Reporting letter complete and copies of filing sent to client and cc's</li> </ul>		
<input type="checkbox"/>	File to Docketing	<ul style="list-style-type: none"> <li>o CPI updated and matter dedocketed</li> </ul>		
Checked By:	Secretary/Paralegal	Attorney/Agent	Quality Control	Date

Action Dates Automatically Docketed When Payment of Issue Fee is Filed:

Action Date	Time from Filing Date
Issued? Check PAIR	3 mths

THESE DEADLINES HAVE BEEN APPROVED BY THE BEST PRACTICES COMMITTEE. All of the deadlines listed above will automatically be docketed when it is entered into our database. IF THE ATTORNEY IN CHARGE OF THIS CASE WISHES TO HAVE DOCKETING DELETE ANY OF THE ABOVE DEADLINES when the case is entered into the database, HE/SHE MUST INITIAL EACH REQUESTED DELETION.